

**Federal Communications Commission**

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**Before the  
Federal Communications Commission  
Washington, D.C. 20554**

In the Matter of	)	
	)	
Maritel Southern Atlantic, Inc.	)	File No. EB-11-MA-0105
Licensee of Radio Station WPOJ534	)	
North Miami, Florida	)	NOV No. V201132600005
	)	
	)	

**NOTICE OF VIOLATION**

**Released:** August 12, 2011

By the Resident Agent, Miami Office, South Central Region, Enforcement Bureau:

1. This is a Notice of Violation (“Notice”) issued pursuant to section 1.89 of the Commission’s rules,<sup>1</sup> to Maritel Southern Atlantic, Inc. (“Maritel”), licensee of public coast station, WPOJ534, in North Miami, Florida.

2. On July 20, 2011, the Commission’s Miami Office (“Miami Office”) received a complaint from the United States Coast Guard (“USCG”), Sector Miami, Miami, Florida, regarding intermittent interference on the frequencies 156.800 MHz (VHF marine channel 16), the international and distress calling frequency, and 157.100 MHz (VHF marine channel 22). In response to the complaint, agents from the Miami Office conducted an investigation and determined that transmissions on channels 16 and 22 were emanating from antenna structure #1027529 in North Miami, Florida. The interference ceased after the antenna structure owner contacted Maritel. Maritel confirmed to agents they were making adjustments to their radio system at the time the USCG started receiving interference. The following violation was observed.

- a. 47 C.F.R. § 80.89(a): “Stations must not engage in superfluous radio communications.” There appeared to be no authorized purpose for the transmissions.

3. Pursuant to section 308(b) of the Communications Act of 1934, as amended,<sup>2</sup> and section 1.89 of the Commission’s rules, Maritel Southern Atlantic, Inc., must submit a written statement concerning this matter within twenty (20) days of release of this Notice. The response must fully explain each violation, must contain a statement of the specific action(s) taken to correct each violation and preclude recurrence, and should include a time line for completion of pending corrective action(s). The response must be complete in itself and signed by a principal or officer of Maritel Southern Atlantic, Inc.

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<sup>1</sup> 47 C.F.R. § 1.89.

<sup>2</sup> 47 U.S.C. § 308(b).

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All replies and documentation sent in response to this Notice should be marked with the File No. and NOV No. specified above, and mailed to the following address:

Federal Communications Commission  
Miami Office  
PO Box 520617  
Miami, FL 33152-0617

4. This Notice shall be sent to Maritel Southern Atlantic, Inc. at its address of record.

5. The Privacy Act of 1974<sup>3</sup> requires that we advise you that the Commission will use all relevant material information before it, including any information disclosed in your reply, to determine what, if any, enforcement action is required to ensure compliance. Any false statement made knowingly and willfully in reply to this Notice is punishable by fine or imprisonment under Title 18 of the U.S. Code.<sup>4</sup>

FEDERAL COMMUNICATIONS COMMISSION

Stephanie Dabkowski  
Resident Agent  
Miami Office  
South Central Region  
Enforcement Bureau

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<sup>3</sup> P.L. 93-579, 5 U.S.C. § 552a(e)(3).

<sup>4</sup> 18 U.S.C. § 1001 *et seq.*